

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**CIVIL ACTION NO. 1:05-cv-12236-JLT**

**RALPH J. CIMON, III**  
**Plaintiff,**

**V.**

**BERKSHIRE LIFE INSURANCE et al**  
**Defendants**

## STIPULATION OF DISMISSAL

The Plaintiff, Ralph J. Cimon, III, and the Defendant, Christopher Gaffney, hereby stipulate, pursuant to Fed. R. Civ. P. 41(1)(1), that this action be dismissed with prejudice and without costs or interest. This Stipulation is entered into as part of the terms of the Settlement negotiated between the parties.

The Plaintiff,  
By his Attorney,

The Defendant,  
By his Attorney,

/s/ C. Donald Briggs III  
C. Donald Briggs, III  
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